

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
DELTA DIVISION**

**EVELYN SMITH,**

**PETITIONER**

**V.**

**NO. 1:06CR0074-WAP**

**UNITED STATES OF AMERICA,**

**RESPONDENT**

**FINAL JUDGMENT**

In accordance with the opinion issued this day, Petitioner's Motion to Vacate, Sentence Pursuant to 28 U.S.C. § 2255 (docket entry 219) is hereby DENIED and is DISMISSED with prejudice.

**IT IS SO ORDERED.**

THIS the 10<sup>th</sup> day of October, 2008.

/s/ W. Allen Pepper, Jr. \_\_\_\_\_  
W. ALLEN PEPPER, JR.  
UNITED STATES DISTRICT JUDGE